

REMARKS

The present amendment is submitted in response to the Office Action mailed October 1, 2008, Claims 1-22 remain in this application. In view of the remarks to follow, reconsideration and allowance of this application are respectfully requested.

Rejections under 35 U.S.C. §103(a)

The Office has rejected claims 1-14 under 35 U.S.C. §103(a) as being anticipated by Roosendaal et al. (“Novel High Performance Transflective LCD with a Patterned Retarder”, 2003) and further in view of U.S. Patent Application No. 2004/0145691 (“Kubota”). Applicants respectfully traverse the rejection.

Applicant’s Attorney submits that the Roosendaal et al. reference and the present application were subject to an obligation of assignment to Philips Corporation, at the time the invention in the instant application was made. Accordingly, the Roosendaal et al. reference is disqualified under 35 U.S.C. §103(a). Therefore, claims 1-14 are allowable.

The Office has rejected claims 15-22 under 35 U.S.C. §103(a) as being anticipated by Roosendaal et al. (“Novel High Performance Transflective LCD with a Patterned Retarder”, 2003) and further in view of U.S. Patent Application No. 2004/0145691 (“Kubota”) in further view of U.S. Patent No. 6,368,760 (“Nishiguchi”). Applicants respectfully traverse the rejection.

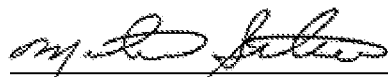
Applicant’s Attorney submits here again that the Roosendaal et al. reference and the present application were subject to an obligation of assignment to Philips Corporation, at the time the invention in the instant application was made. Accordingly, the Roosendaal et al. reference is disqualified under 35 U.S.C. §103(a). Therefore, claims 15-22 are allowable.

Conclusion

In view of the foregoing amendments and remarks, it is respectfully submitted that all claims presently pending in the application, namely, Claims 1-22 are believed to be in condition for allowance and patentably distinguishable over the art of record.

If the Examiner should have any questions concerning this communication or feels that an interview would be helpful, the Examiner is requested to call Mike Belk, Esq., Intellectual Property Counsel, Philips Electronics North America, at 914-945-6000.

Respectfully submitted,



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